

Amendments to the Claims:

Claim 1 (currently amended) A fabric for use in safety apparel comprising:

- (a) yarns consisting essentially of strands of a modacrylic material; and**
- (b) a dye applied to said fabric; and**
- (c) wherein said dyed fabric meets both the American National Standard Institute standard ANSI/ISEA-107 minimum conspicuity requirements for occupational activities for high-visibility safety apparel and the American Society for Testing and Materials standard ASTM F-1506 for flame resistance.**

Claim 2 (original) The fabric of Claim 1 wherein said fabric is woven.

Claim 3 (original) The fabric of Claim 2 wherein said modacrylic material contains at least 50 percent acrylonitrile.

Claim 4 (original) The fabric of Claim 2 wherein said woven fabric has a tensile strength of at least about 100 pounds in the warp direction and at least about 100 pounds in the weft direction.

Claim 5 (original) The fabric of Claim 2 wherein said woven fabric has a tear resistance of at least about 1360 grams.

Claim 6 (original) The fabric of Claim 1 wherein said fabric is knitted.

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Claim 7 (original) The fabric of Claim 6 wherein said modacrylic material contains at least 50 percent acrylonitrile.

Claim 8 (original) The fabric of Claim 6 wherein said knitted fabric has a bursting strength of at least about 60 pounds.

Claims 9-11 (canceled)

Claim 12 (currently amended) A safety garment having high visibility and flame resistant characteristics formed substantially from a fabric comprising:

- (a) yarns consisting ~~essentially~~ of strands of a modacrylic material; and
- (b) a dye applied to said fabric; and
- (c) wherein said dyed fabric meets both the American National Standard Institute standard ANSI/ISEA-107 minimum conspicuity requirements for occupational activities for high-visibility safety apparel and the American Society for Testing and Materials standard ASTM F-1506 for flame resistance.

Claim 13 (original) The safety garment of Claim 12 wherein said fabric is woven.

Claim 14 (original) The safety garment of Claim 13 wherein said woven fabric has a tensile strength of at least about 100 pounds in the warp direction and at least about 100 pounds in the weft direction.

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Claim 15 (original) The safety garment of Claim 13 wherein said woven fabric has a tear resistance of at least about 1360 grams.

Claim 16 (original) The safety garment of Claim 12 wherein said fabric is knitted.

Claim 17 (original) The safety garment of Claim 16 wherein said knitted fabric has a bursting strength of at least about 60 pounds.

Claims 18-20 (canceled)

Claim 21 (previously presented) The fabric of Claim 1 wherein the dye is a cationic dye.

Claim 22 (previously presented) The safety garment of Claim 12 wherein the dye is a cationic dye.